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ARNOLD & PORTER



June E. Cohan
June_Cohan@aporter.com
202.942.5071
202.942.5999 Fax
555 Twelfth Street, NW
Washington, DC 20004-1206

May 2, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

*Attn: Mail Stop Appeal Brief - Patents***RECEIVED**

Re: U.S. Patent Application No. 09/540,235

Filed: April 3, 2000

Title: **Nucleic Acid Sequences from *Cyanidium caldarium*
and Uses Thereof**

Appellants: Dane K. FISHER *et al.*

Atty. Docket No.: 38-21(15749)B

MAY 07 2003

TECH CENTER 1600/2900

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

1. Appellant's Amended Brief (fourteen (14) pages) (in triplicate); and
2. Return postcard.

Please stamp the postcard with the filing date of these documents and return it to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 38-21(15749)B. A duplicate copy of this letter is enclosed.

Respectfully submitted,

June E. Cohan (Reg. No. 43,741)
Holly L. Prutz (Reg. No. 47,755)

Attachments